IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

APPEAL FROM ORDER NO.1108 OF 2005

WITH

CIVIL APPLICATION NO.1361 OF 2005

Shamim Ahmed Ali Hatim & Ors. ...Appellants.

Vs.

Maharashtra Housing & Are
Development Authority & Ors. ...Respondents.

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Mr.L.B.Patne for the Appellants.

Mr.K.K.Tated, AGP for Respondent No.1.

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CORAM : DR.D.Y.CHANDRACHUD, J.

December 23, 2005.

P.C. :

Counsel appearing on behalf of the First Respondent states that Appellant Nos.1 to 3 are respectively at Sr.Nos.25,23 and 22 of the waiting list and that they would be provided transit accommodation at Mahim. Appellant No.4, it has been stated, will be provided transit accommodation at Sion Row Houses. In these circumstances, it is

not necessary to keep the Appeal from Order pending any further. The appeal is disposed of.

Counsel appearing on behalf of the Appellants prays leave to withdraw the suit before the City Civil Court, namely, S.C.Suit No.5306 of 2005 and the Motion therein. The suit is accordingly dismissed as withdrawn. The Notice of Motion therein is also disposed of.

In view of the disposal of the appeal, the Civil Application does not survive and is accordingly disposed of.

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